



MATTHEW YACKSHAW myackshaw@day-ketterer.com Direct Dial: 330-458-2180

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PUCO

May 20, 2010

Public Utilities Commission of Ohio Docketing Division 13<sup>th</sup> Floor 180 East Broad Street Columbus, Ohio 43215-3793

### RE: Buckeye Energy Brokers, Inc. National Gas Broker/Aggregator Renewal Application Case No. 02-1676-GA-AGG

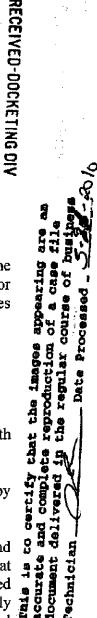
Dear Docketing Division:

Acting as attorneys for Buckeye Energy Brokers, Inc. we are hereby submitting to the Public Utilities Commission of Ohio (PUCO) the Company's Natural Gas Broker/Aggregator Renewal Application. In this regard, you will find enclosed herewith the original and 11 copies of the following documents:

- 1. Renewal Application;
- 2. Notice of Appearance; and
- 3. Motion for Protective Order pertaining to the financial documents included with the application.

Please file the originals and 10 copies of the foregoing documents and return to us the 11<sup>th</sup> copy of each, stamped with date of filing, in the enclosed self-addressed stamped envelope.

Please note that Buckeye Energy Brokers, Inc. is claiming its financial information and financial forecasting is privileged or confidential information. Therefore, we have provided that privileged and confidential information under seal in a separate sealed envelope which is clipped to the original of the Renewal Application. Please note that we are filing simultaneously herewith a Motion for Protective Order seeking that such information be kept private and confidential and not be made part of the public record pertaining to Buckeye Energy Brokers, Inc.



Public Utilities Commission of Ohio May 20, 2010 Page 2

Please call if you have any questions concerning the enclosed submissions.

Very truly yours,

Mackshur

Matthew Yackshaw

MY/kls Enclosures

cc w/encl.: Buckeye Energy Brokers, Inc. Attention: Mr. Thomas Bellish, President y:\22092\1\puco ltr 2.doc[5/20/10:kls] Buckeye Energy Brokers, Inc.

8870 Darrow Road, #F106 Twinsburg, Ohio 44087 Buckeyeenergybrokers.com

Chief of Docketing Public Utilities Commission of Ohio 180 East Broad St. 13<sup>th</sup> Floor Columbus, Ohio 43215-3793

# <u>RE: Natural Gas Broker/Aggregator Renewal Application Case Number 02-1676-GA-AGG</u>

Buckeye Energy Brokers, Inc. is pleased to submit an original and ten copies of its renewal application for broker/aggregator. The original case was docketed as 02-1676-GA-AGG. Should you have any questions or additional needs, please call me at (330) 730-4338.

Sincerely,

Flor M. Pellie

Thomas M. Bellish President

	En	closure
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ORIGINAL AGG	e repeater for the state of the	Date Received
Case Number		
02 - 1676 - GA-AGG		

# **RENEWAL CERTIFICATION APPLICATION COMPETITIVE RETAIL NATURAL GAS BROKERS/AGGREGATORS**

Please type or print all required information. Identify all attachments with an exhibit label and title (Example: Exhibit A-16 - Company History). All attachments should bear the legal name of the Applicant. Applicants should file completed applications and all related correspondence with the Public Utilities Commission of Ohio, Docketing Division, 13th Floor, 180 East Broad Street, Columbus, Ohio 43215-3793.

This PDF form is designed so that you may directly input information onto the form. You may also download the form by saving it to your local disk.

### SECTION A - APPLICANT INFORMATION AND SERVICES

#### A-1 Applicant intends to renew its certificate as: (check all that apply)

Retail Natural Gas Aggregator Retail Natural Gas Broker

#### A-2 Applicant information:

Legal Name	Buckeye Energy Brokers, Inc.						
Address	8870 Darrow Rd., #F106, Twinsburg, Ohio 44087						
Telephone No.	330-342-1498		Web site A	ddress	BuckeyeEnergyBrokers.com		
Current PUCO Co	ertificate No.	02-006(4)	Effective Dates	August	2, 2008 to August 2, 2010		

#### A-3 Applicant information under which applicant will do business in Ohio:

Name	Buckeye Energy Brokers, Inc.					
Address	8870 Darrow Rd., #F106, Twinsburg, Ohio 44	087				
Web site Address	BuckeyeEnergyBrokers.com	Telephone No.	330-342-1498			

### A-4 List all names under which the applicant does business in North America: Buckeye Energy Brokers, Inc.

#### A-5 Contact person for regulatory or emergency matters:

Name	Thomas	M.	Bellish	1	ſitle	President	
Busines	ss Addres	s	8870 Darro	v Rd., #F106, Twinsburg, Ohio 4408	7		
Telepho	one No	330	-342-1498	<sub>Fax No.</sub> 216-927-4500		Email Address	tb@bucke

Email Address tb@buckeyeenergybrokers.com

(CRNGS Broker/Aggregator Renewal) Page 1 of 7

A-6	Contact person for Commission Staff use in investi	gating c	ustomer comj	plaints:
	Name Thomas M. Bellish	Title	President	
	Business address 8870 Darrow Rd., #F106, Twinsburg, Ohio 4	4087		
	Telephone No. 330-342-1498 Fax No. 216-927-4500		Email Address	tb@buckeyeenergybrokers.com
<b>A-</b> 7	Applicant's address and toll-free number for custo	mer serv	vice and comp	olaints
	Customer service address 8870 Darrow Rd., #F106, Twinsburg	g, Ohio 44	1087	
	Toll-Free Telephone No.         866-302-2237         Fax No.         216-927	7-4500	Email Add	iress tb@buckeyeenergybrokers.c
A-8	Provide "Proof of an Ohio Office and Employee," i Revised Code, by listing name, Ohio office address, designated Ohio Employee			
	Name Thomas M. Bellish	Title	President	
	Business address 8870 Darrow Rd., #F106, Twinsburg, Ohio 44	087		
	Telephone No. 330-342-1498 Fax No. 216-927-4500	Em	ail Address th@	buckeyeenergybrakers.com
A-9	Applicant's federal employer identification number	r 34-1	926757	
A-10	Applicant's form of ownership: (Check one)			
	Sole Proprietorship	] Partn	ership	
	Limited Liability Partnership (LLP)	Limite	ed Liability Co	mpany (LLC)
	Corporation	Other		

A-11 (Check all that apply) Identify each natural gas company service area in which the applicant is currently providing service or intends to provide service, including identification of each customer class that the applicant is currently serving or intends to serve, for example: residential, small commercial, and/or large commercial/industrial (mercantile) customers. (A mercantile customer, as defined in Section 4929.01(L)(1) of the Ohio Revised Code, means a customer that consumes, other than for residential use, more than 500,000 cubic feet of natural gas per year at a single location within the state or consumes natural gas, other than for residential use, as part of an undertaking having more than three locations within or outside of this state. In accordance with Section 4929.01(L)(2) of the Ohio Revised Code, "Mercantile customer" excludes a not-for-profit customer that consumes, other than for residential use, more than 500,000 cubic feet of natural gas per year at a single location within or outside of this state. In accordance with Section 4929.01(L)(2) of the Ohio Revised Code, "Mercantile customer" excludes a not-for-profit customer that consumes, other than for residential use, more than 500,000 cubic feet of natural gas per year at a single location within this state or consumes natural gas, other than for residential use, as part of an undertaking having more than three locations within or outside this state that has filed the necessary declaration with the Public Utilities Commission.)

2	Calgity Castronia	/		1		/	
~	Dominion East Ohio	~	Residential	~	Small Commercial	~	Large Commercial / Industrial
	Date Energy Oblo	M.	<b>Residential</b>	-1962-1997 V	Smill Commercial		Lange Continuential Statisticat
1	Vectren Energy Delivery of Ohio	~	Residential	1	Small Commercial	~	Large Commercial / Industrial

A-12 If applicant or an affiliated interest previously participated in any of Ohio's Natural Gas Choice Programs, for each service area and customer class, provide approximate start date(s) and/or end date(s) that the applicant began delivering and/or ended services.

🖌 Colur	nbia Gas of Ohio			
~			ala an tanan kandara kata kata kata kata kata kata kata k	
	Small Commercial	Beginning Date of Service	10/01/01	End Date
L	Lorg Connercial	Beginning Data of Service		Europe
~	Industrial	Beginning Date of Service	10/01/01	End Date
Domi	nion East Ohio			
~				
r	Small Commercial	Beginning Date of Service	10/01/01	End Date
P	Large Commercial	Beginning Date of Service	10/01/01	End Date
~	Industrial	Beginning Date of Service	10/01/01	End Date
Duke	Energy Ohio			
Duke	Energy Ohio			
Duke	Small Commercial	Destination of Service		End Date
	Small Commercial	Rectance Field Processing Beginning Date of Service Beginning Three of Service		End Date
	Small Commercial			
	Small Commercial	<b>Beginning Date of Service</b>		End Trate
	Small Commercial Large Commercial Industrial	<b>Beginning Date of Service</b>		End Trate
	Small Commercial Large Commercial Industrial	Beginning Date of Service of Ohio	10/01/D3	End Trate
	Small Commercial Darre Commercial Industrial ren Energy Delivery of Small Commercial	Beginning Date of Service of Ohio	10/01/03 10/01/03	Real Date

A-13 If not currently participating in any of Ohio's four Natural Gas Choice Programs, provide the approximate start date that the applicant proposes to begin delivering services:

Dominion East Ohio	Intended Start Date
Buse Barner Ohin	
Vectren Energy Delivery of Ohio	Intended Start Date

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED.

- A-14 <u>Exhibit A-14 "Principal Officers, Directors & Partners,</u>" provide the names, titles, addresses and telephone numbers of the applicant's principal officers, directors, partners, or other similar officials.
- A-15 <u>Exhibit A-15 "Corporate Structure</u>," provide a description of the applicant's corporate structure, including a graphical depiction of such structure, and a list of all affiliate and subsidiary companies that supply retail or wholesale natural gas or electricity to customers in North America.
- A-16 <u>Exhibit A-16 "Company History</u>," provide a concise description of the applicant's company history and principal business interests.
- A-17 <u>Exhibit A-17 "Articles of Incorporation and Bylaws</u>," provide the articles of incorporation filed with the state or jurisdiction in which the applicant is incorporated and any amendments thereto, only if the contents of the originally filed documents changed since the initial application.
- A-18 <u>Exhibit A-18 "Secretary of State</u>," provide evidence that the applicant is still currently registered with the Ohio Secretary of the State.

# SECTION B - APPLICANT MANAGERIAL CAPABILITY AND EXPERIENCE

**PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED** 

- **B-1** Exhibit B-1 "Jurisdictions of Operation," provide a current list of all jurisdictions in which the applicant or any affiliated interest of the applicant is, at the date of filing the application, certified, licensed, registered, or otherwise authorized to provide retail natural gas service, or retail/wholesale electric services.
- B-2 <u>Exhibit B-2 "Experience & Plans</u>," provide a current description of the applicant's experience and plan for contracting with customers, providing contracted services, providing billing statements, and responding to customer inquiries and complaints in accordance with Commission rules adopted pursuant to Section 4929.22 of the Revised Code and contained in Chapter 4901:1-29 of the Ohio Administrative Code.
- **B-3** <u>Exhibit B-3 "Summary of Experience</u>," provide a concise and current summary of the applicant's experience in providing the service(s) for which it is seeking renewed certification (e.g., number and types of customers served, utility service areas, volume of gas supplied, etc.).
- **B-4** Exhibit B-4 "Disclosure of Liabilities and Investigations," provide a description of all existing, pending or past rulings, judgments, contingent liabilities, revocations of authority, regulatory investigations, or any other matter that could adversely impact the applicant's financial or operational

status or ability to provide the services for which it is seeking renewed certification since applicant last filed for certification.

**B-5** <u>Exhibit B-5 "Disclosure of Consumer Protection Violations</u>," disclose whether the applicant, affiliate, predecessor of the applicant, or any principal officer of the applicant has been convicted or held liable for fraud or for violation of any consumer protection or antitrust laws since applicant last filed for certification.

V No	Yes
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If Yes, provide a separate attachment labeled as <u>Exhibit B-5 "Disclosure of Consumer Protection</u> <u>Violations</u>," detailing such violation(s) and providing all relevant documents.

**B-6** Exhibit B-6 "Disclosure of Certification Denial, Curtailment, Suspension, or Revocation," disclose whether the applicant or a predecessor of the applicant has had any certification, license, or application to provide retail natural gas or retail/wholesale electric service denied, curtailed, suspended, or revoked, or whether the applicant or predecessor has been terminated from any of Ohio's Natural Gas Choice programs, or been in default for failure to deliver natural gas since applicant last filed for certification.

1	No	Yes
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If Yes, provide a separate attachment, labeled as <u>Exhibit B-6 "Disclosure of Certification Denial,</u> <u>Curtailment, Suspension, or Revocation,</u>" detailing such action(s) and providing all relevant documents.

## SECTION C - APPLICANT FINANCIAL CAPABILITY AND EXPERIENCE

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED

- C-1 <u>Exhibit C-1 "Annual Reports</u>," provide the two most recent Annual Reports to Shareholders. If applicant does not have annual reports, the applicant should provide similar information, labeled as Exhibit C-1, or indicate that Exhibit C-1 is not applicable and why.
- C-2 <u>Exhibit C-2 "SEC Filings</u>," provide the most recent 10-K/8-K Filings with the SEC. If applicant does not have such filings, it may submit those of its parent company. If the applicant does not have such filings, then the applicant may indicate in Exhibit C-2 whether the applicant is not required to file with the SEC and why.
- C-3 <u>Exhibit C-3 "Financial Statements</u>," provide copies of the applicant's two most recent years of audited financial statements (balance sheet, income statement, and cash flow statement). If audited financial statements are not available, provide officer-certified financial statements. If the applicant has not been in business long enough to satisfy this requirement, it shall file audited or officer-certified financial statements covering the life of the business.
- C-4 <u>Exhibit C-4 "Financial Arrangements</u>," provide copies of the applicant's current financial arrangements to conduct competitive retail natural gas service (CRNGS) as a business activity (e.g., guarantees, bank commitments, contractual arrangements, credit agreements, etc.)
- C-5 <u>Exhibit C-5 "Forecasted Financial Statements</u>," provide two years of forecasted financial statements (balance sheet, income statement, and cash flow statement) for the applicant's CRNGS operation, along with a list of assumptions, and the name, address, email address, and telephone number of the preparer.

- C-6 Exhibit C-6 "Credit Rating," provide a statement disclosing the applicant's current credit rating as reported by two of the following organizations: Duff & Phelps, Dun and Bradstreet Information Services, Fitch IBCA, Moody's Investors Service, Standard & Poors, or a similar organization. In instances where an applicant does not have its own credit ratings, it may substitute the credit ratings of a parent or affiliate organization, provided the applicant submits a statement signed by a principal officer of the applicant's parent or affiliate organization that guarantees the obligations of the applicant.
- C-7 Exhibit C-7 "Credit Report," provide a copy of the applicant's current credit report from Experion, Dun and Bradstreet, or a similar organization.
- C-8 Exhibit C-8 "Bankruptcy Information," provide a list and description of any reorganizations, protection from creditors, or any other form of bankruptcy filings made by the applicant, a parent or affiliate organization that guarantees the obligations of the applicant or any officer of the applicant in the current year or since applicant last filed for certification.
- C-9 Exhibit C-9 "Merger Information," provide a statement describing any dissolution or merger or acquisition of the applicant since applicant last filed for certification.

# SECTION D - APPLICANT TECHNICAL CAPABILITY

**PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED.** 

- D-1 Exhibit D-1 "Operations," provide a current written description of the operational nature of the applicant's business functions.
- **D-2** Exhibit D-2 "Operations Expertise," given the operational nature of the applicant's business, provide evidence of the applicant's current experience and technical expertise in performing such operations.
- D-3 Exhibit D-3 "Key Technical Personnel," provide the names, titles, email addresses, telephone numbers, and background of key personnel involved in the operational aspects of the applicant's current business.

**Applicant Signature and Title** 

Joh Kelle

day of

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President

Month

Year 201 D

Becan

Sworn and subscribed before me this

atternain

mtY

BREAN

ALKONSON

Signature of official administering oath

**Print Name and Title** 

My commission expires on

**Brian Atkinson** Notary Public, State of Ohio **Commission Expires** December 5, 2011



# The Public Utilities Commission of Ohio

**Competitive Retail Natural Gas Service Affidavit Form** (Version 1.07)

In the Matter of the Application of
Buckeye Energy Brokers, Inc.
for a Certificate or Renewal Certificate to Provide
Competitive Retail Natural Gas Service in Ohio.

Case No. 02 -GA-AGG

**County of** Summit State of Ohio

Thomas M. Bellish

[Affiant], being duly sworn/affirmed, hereby states that:

\_ 1676

- (1) The information provided within the certification or certification renewal application and supporting information is complete, true, and accurate to the best knowledge of affiant.
- (2) The applicant will timely file an annual report of its intrastate gross receipts and sales of hundred cubic feet of natural gas pursuant to Sections 4905.10(A), 4911.18(A), and 4929.23(B), Ohio Revised Code.
- (3) The applicant will timely pay any assessment made pursuant to Section 4905.10 or Section 4911.18(A), Ohio Revised Code.
- (4) Applicant will comply with all applicable rules and orders adopted by the Public Utilities Commission of Ohio pursuant to Title 49, Ohio Revised Code.
- (5) Applicant will cooperate with the Public Utilities Commission of Ohio and its staff in the investigation of any consumer complaint regarding any service offered or provided by the applicant.
- (6) Applicant will comply with Section 4929.21, Ohio Revised Code, regarding consent to the jurisdiction of the Ohio courts and the service of process.
- (7) Applicant will inform the Public Utilities Commission of Ohio of any material change to the information supplied in the certification or certification renewal application within 30 days of such material change, including any change in contact person for regulatory or emergency purposes or contact person for Staff use in investigating customer complaints.
- (8) Affiant further sayeth naught.

Affiant Signature & Title

Ja a fall

10

day of

MAY

President

Month 2010

Year

Breen atornan

Sworn and subscribed before me this

Signature of Official Administering Oath

ALCINGON / ASSESTANT BRANCH BRSAN manneel **Print Name and Title** 

My commission expires on

Brian Atkinson Notary Public, State of Ohio Commission Expires December 5, 2011

(CRNGS Broker/Aggregator Renewal) Page 7 of 7

# Exhibit A-14 "Principal Officers, Directors & Partners"

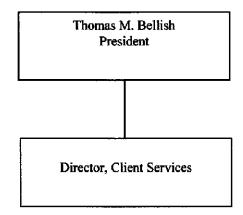
Thomas M. Bellish, President 8870 Darrow Rd. F106 Twinsburg, Ohio 44087 (330) 730-4338

Director of Client Services 8870 Darrow Rd. F106 Twinsburg, Ohio 44087 (330) 342-1498

i.

# Exhibit A-15 "Corporate Structure,"

Buckeye Energy Brokers has two full-time employees. The mailing address is 8870 Darrow Road F106 Twinsburg, OH 44087. The corporation does not have any affiliates and subsidiary companies that supply retail or wholesale electricity or natural gas to customers in North America.



### Exhibit A-16 "Company History,"

The principals of Buckeye Energy Brokers have extensive experience working in wholesale and retail markets in States that deregulated their energy markets prior to Ohio. The principals incorporated in Ohio in July 2000 as part of their preparation for Ohio's deregulation start date of January 2001. Since then, Buckeye Energy has led the development of over 30 electric and natural gas aggregation programs with over 20 communities throughout Ohio.

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# Exhibit A-17 "Articles of Incorporation and Bylaws,"

No changes have been made since last filing.

# Exhibit A-18 "Secretary of State,"

Buckeye Energy Brokers, Inc. is registered with the Secretary of State under Charter/Registration number 1163135 as of June 20, 2000.

# United States of America State of Ohio Office of the Secretary of State

I, J. Kenneth Blackwell, do hereby certify that I am the duly elected, qualified and present acting Secretary of State for the State of Ohio, and as such have custody of the records of Ohio and Foreign corporations; that said records show BUCKEYE ENERGY BROKERS, INC., an Ohio corporation, Charter No. 1163135, having its principal location in Twinsburg, County of Summit, was incorporated on June 20, 2000 and is currently in GOOD STANDING upon the records of this office.



Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 4th day of May, A.D. 2004

unet the mell

**Ohio Secretary of State** 

Validation Number: V2004124M6F557



### **Exhibit B-1 "Jurisdictions of Operation,"**

Buckeye Energy Brokers, Inc. is certified by the Public Utilities Commission of Ohio as a Broker and Aggregator of electricity and natural gas in each major Local Distribution Company (LDC) service territory in Ohio.

As a Broker or Aggregator of electricity and natural gas, Buckeye Energy does not assume title to electricity or natural gas for subsequent resale. Therefore, Buckeye is not required to complete the registration process with Ohio's LDCs.

### Exhibit B-2 "Experience & Plans,"

Each principal of Buckeye Energy Brokers, Inc. has at least 20 years of professional electric and natural gas utility industry experience in such areas as load aggregation, deal structuring, strategic planning, trading, sales, operations and engineering. The company plans to continue providing the following services to natural gas and electric buying groups: load data collection and verification, energy savings estimates, energy buying consultation, write customized Request for Proposal (RFP), contact with potential energy suppliers, release all necessary client information to switch energy suppliers, pre-qualify any energy suppliers wishing to bid on the RFP, contract negotiation and closing with selected supplier, monitor energy cost savings with quarterly reports.

In the programs designed by Buckeye Energy Brokers, billing is done by the local utility and customer complaints are directed to the local utility or the buying group's supplier. Those two parties have the specific account information needed to respond to questions and complaints. Buckeye also maintains a toll free telephone number available for customer inquires concerning administration of the program.

### Exhibit B-3 "Summary of Experience,"

Employees of Buckeye Energy Brokers have experience working with over 200 buying groups in the states of Pennsylvania, New Jersey, Delaware and Maryland. Many of these were large government accounts.

Since the onset of deregulation in Ohio, Buckeye Energy has developed and administered 30 government aggregation programs (Opt-Out, Opt-In and Endorsement) with 14 communities throughout Ohio. The company serves residential, commercial and industrial accounts in the energy buying process, but does not take title to any energy. Areas served in Dominion East Ohio, Columbia gas of Ohio and Vectren Energy Delivery of Ohio service areas.



# Exhibit B-4 "Disclosure of Liabilities and Investigations,"

Neither Buckeye Energy Brokers nor any of its employees have ever had a judgment, investigation, or ruling against it that would financially or operationally impact its ability to perform the brokerage and aggregation service for which it seeks certification.

# Exhibit C-1 "Annual Reports"

Buckeye Energy Brokers is a privately held corporation, and as such, does not produce Annual Reports.

### Exhibit C-2 "SEC Filings,"

Buckeye Energy Brokers is a privately held corporation, and as such, does not produce or file 10-K/8-K, 10-Q, etc., Reports with the Securities Exchange Commission.

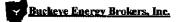
# Exhibit C-3 "Financial Statements,"

Filed Under Seal

## Exhibit C-4 "Financial Arrangements,"

Buckeye Energy Brokers, Inc. does not currently have any guarantees, contractual arrangements, or credit agreements. Its banking is done at PNC Bank, Twinsburg, OH 44087.

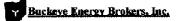
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# Exhibit C-5 "Forecasted Financial Statements,"

Filed Under Seal

.



# Exhibit C-6 "Credit Rating,"

Buckeye Energy Brokers has an average credit score of 2. See attached D&B report.

# Exhibit C-7 "Credit Report,"

Attached is a Credit Scoring Report for Buckeye Energy Brokers, Inc. as published by Dun & Bradstreet.

1



# **Business Information Report**

Print this Report

Report Printed: MAY 07 2010 In Date

12-734-1365

**BUSINESS SUMMARY** 

#### BUCKEYE ENERGY BROKERS INC 8870 Darrow Rd F106 Twinsburg, OH 44087

This is a single location.

Web site:	www.buckeyeenergybrokers.com		282
Telephone:	330 730-4338	D&B Rating: Number of employees:	2R is <b>1 to 9</b> employees.
Manager:	THOMAS M BELLISH, PRESIDENT	Composite credit appraisal:	2 is good.
Year started:	2000	D&B PAYDEX®:	. ,
Employs:	2	<b>D&amp;B PAYDEX: 80</b> When weighted by dollar a	amount, payments to
History:	CLEAR	suppliers average general	ly within terms.
SIC:	8748	0	V 100
Line of business:	Energy consulting	High Risk	Low Risk

Based on up to 24 months of trade.

**D-U-N-S Number:** 

#### SUMMARY ANALYSIS

 D&B Rating:
 2R2

 Number of employees:
 2R indicates 1 t/d 9 employees.

 Composite credit appraisal:
 2 is good.

The Rating was changed on June 8, 2009 because of D&B's overall assessment of the company's financial, payment and history information. The 1R and 2R ratings categories reflect company size based on the total number of employees for the business. They are assigned to business files that do not contain a current financial statement. In 1R and 2R Ratings, the 2, 3, or 4 creditworthiness indicator is based on analysis by D&B of public filings, trade payments, business age and other important factors. 2 is the highest Composite Credit Appraisal a company not supplying D&B with current financial information can receive. For more information, see the D&B Rating Key.

Below is an overview of the company's rating history since 12/20/00:

D&B Rating	Date Applied
2R2	06/08/09
	12/20/00

The Summary Analysis section reflects information in D&B's file as of May 3, 2010.

25

#### CUSTOMER SERVICE

Need help? Call Customer Service at (800) 333-0505, Monday through Friday, 8:00 AM to 6:00 PM Local Time.

#### HISTORY

The following information was reported 02/12/2010:

Officer(s): THOMAS M BELLISH, PRESIDENT

DIRECTOR(S): THE OFFICER(S)

Ownership information provided verbally by Thomas M Bellish, President, on Feb 23 2004.

Business started 2000.

THOMAS M BELLISH. 2000 to present active here.

Business address has changed from 9224 Darrow Rd #240, Twinsburg, OH, 44087 to 8870 Darrow Rd #f106, Twinsburg, OH, 44087.

#### BUSINESS REGISTRATION

**Registered Name:** 

CORPORATE AND BUSINESS REGISTRATIONS PROVIDED BY MANAGEMENT OR OTHER SOURCE

Buckeye Energy Brokers, Inc

The Corporate Details provided below may have been submitted by the management of the subject business and may not have been verified with the government agency which records such data.

Business type:	CORPORATION
Corporation type:	PROFIT
Date incorporated:	JUN 20 2000
State of incorporation:	оню
Filing date:	JUN 20 2000
Status:	ACTIVE
Where filed:	SECRETARY OF STATE/CORPORATIONS DIVISION, COLUMBUS, OH
OPERATIONS	
02/12/2010	
Description:	Energy consulting.
	Territory : Local.
Employees:	2 which includes owner.

#### **Facilities:**

Operates from premises in building.

#### SIC & NAICS

#### SIC:

Based on information in our file, D&B has assigned this company an extended 8-digit SIC. D&B's use of 8-digit SICs enables us to be more specific to a company's operations than if we use the standard 4-digit code.

The 4-digit SIC numbers link to the description on the Occupational Safety & Health Administration (OSHA) Web site. Links open in a new browser window.

87489904 Energy conservation consultant

#### **D&B PAYDEX**

The D&B PAYDEX is a unique, dollar weighted indicator of payment performance based on up to 7 payment experiences as reported to D&B by trade references.

## 3-Month D&B PAYDEX: 80

When weighted by dollar amount, payments to suppliers average within terms.

	V	7 100
High Rist		Low Risk

Based on trade collected over last 3 months.

D&B PAYDEX: 80

When weighted by dollar amount, payments to suppliers average generally within terms.

0		$\nabla$	100
High Risk		ما	w Risk

Based on up to 24 months of trade.

When dollar amounts are not considered, then approximately 100% of the company's payments are within terms.

#### PAYMENT SUMMARY

The Payment Summary section reflects payment information in D&B's file as of the date of this report.

Below is an overview of the company's dollar-weighted payments, segmented by its suppliers' primary industries:

	Total Rcv'd (#)	Total Dollar Amts (\$)	Largest High Credit (\$)	Within Terms (%)		Days S 1-60 6 (%)	1-90 9	0>
Top industries:								
Nonclassified	3	850	500	100	-	-	-	-
Public finance	2	10,000	7,500	100	-	-	-	-
Telephone communictns	1	100	100	100	-	-	-	-
Other payment categorie	<b>s</b> :							
Cash experiences	1	100	100					
Payment record unknown	0	0	0					
Unfavorable comments	0	0	0					
Placed for collections:								
With D&B	0	0						
Other	0	N/A						
Total In D&B's file	7	11,050	7,500					

NAICS:

541690 Other Scientific and Technical Consulting Services

#### The highest Now Owes on file is \$250

#### The highest Past Due on file is \$0

D&B receives over 600 million payment experiences each year. We enter these new and updated experiences into D&B Reports as this information is received.

#### **PAYMENT DETAILS**

#### **Detailed Payment History**

Date Reported (mm/yy)	Paying Record	High Credit (\$)	Now Owes (\$)	Past Due (\$)	Selling Terms	Last Sale Within (months)
03/10	Ppt	100	50	0		1 mo
	(002)	100			Cash account	1 mo
02/10	Ppt	500	0	0		4-5 mos
	Ppt	250	250	0		1 mo
	Ppt	100	100	0		1 mo
08/09	Ppt	7,500				1 mo
	Ppt	2,500				1 mo

Each experience shown is from a separate supplier. Updated trade experiences replace those previously reported.

#### FINANCE

#### 02/12/2010

The name and address of this business have been confirmed by D&B using available sources.

#### **PUBLIC FILINGS**

The following Public Filing data is for information purposes only and is not the official record. Certified copies can only be obtained from the official source.

#### UCC FILINGS

Collateral:	All Inventory and proceeds - All Account(s) and proceeds - All General intangibles (s) and proceeds - All Equipment and proceeds - All Chattel paper and proceeds
Түре:	Original
Sec. party:	NATIONAL CITY BANK, CLEVELAND, OH
Debtor:	BUCKEYE ENERGY BROKERS, INC.
Filing number:	OH00076270021
Filed with:	SECRETARY OF STATE/UCC DIVISION, COLUMBUS, OH
Date filed:	04/20/2004
Latest Info Received:	05/04/2004

The public record items contained in this report may have been paid, terminated, vacated or released prior to the date this report was printed.

#### **GOVERNMENT ACTIVITY**

Activity summary	
Borrower (Dir/Guar):	NO
Administrative debt:	NO
Contractor:	NO
Grantee:	NO
Party excluded from federal program(s):	NO
Possible candidate for socio-economic program consideration	
Labor surplus area:	N/A
Small Business:	YES (2010)
8(A) firm:	N/A

The details provided in the Government Activity section are as reported to Dun & Bradstreet by the federal government and other sources.

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# Exhibit C-8 "Bankruptcy Information,"

Buckeye Energy is a debt-free service corporation. It has never filed for reorganization or bankruptcy protection.

# Exhibit C-9 "Merger Information,"

Buckeye Energy became an Ohio corporation on June 20, 2000. Neither it nor its principals have ever been involved in a corporate dissolution, merger or acquisition.

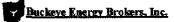
### **Exhibit D-1 "Operations"**

Buckeye Energy Brokers, Inc. provides consulting services to help establish (Aggregate) and negotiate (Broker) for Energy Buying Groups. At no time will Buckeye Energy supply or take title to natural gas, or be responsible for nominating or scheduling the same. Buckeye Energy's primary service will involve preparing a buying group's Request for Proposal (RFP) and handling the negotiation process, including negotiating prices, terms and conditions. Other services provided to clients by Buckeye Energy include:

- Assisting a community in preparing the needed ordinances to put the opt-out aggregation issue on the ballot and to adopt their Plan of Operations and Governance;
- Draft Plan of Operation & PUCO Certification Paperwork;
- Conduct Public Hearings;
- Prepare Request for Proposal (RFP);
- Analyze supplier bids and make recommendations to community leaders;
- Review of Supplier Agreements;
- Customer Care services including the creation of databases needed to enroll customers, answering questions, and facilitating the resolution of concerns that arise between customers, suppliers and the Governmental Aggregator.
- Program maintenance services that include preparing quarterly reports to the PUCO, community leaders, and assisting with program changes that may arise.

### Exhibit D-2 "Operations Expertise,"

Brokers at Buckeye have come from utility companies and each have over 20 years of experience in energy markets. Our President Thomas M. Bellish has worked with more than 200 aggregation buying groups, most notably the Federal Government's General Service Administration which included the Statue of Liberty. Thomas earned his Master's Degree in Industrial Engineering at Cleveland State University. Buckeye's Director of Client Services is experienced servicing local governments, Fortune 500 accounts and facilitates the aggregation and energy procurement process. Buckeye Energy Brokers implemented the first electric and natural gas "optout" program in the State of Ohio. 2010 is the companies ten year anniversary.



## Exhibit D-3 "Key Technical Personnel,"

Thomas M. Bellish President Bellish@BuckeyeEnergyBrokers.com (330) 730-4338 (Resume attached)

Director, Energy Services Info@BuckeyeEnergyBrokers.com (330) 342-1498

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#### Thomas M. Bellish 8870 Darrow Road #F106 Twinsburg, OH 44087 (330) 730-4338

CHIEF SALES ENGINEER with Electric Utility Deregulation, Energy Services, Pricing & Tariffs and team leadership experience. Analytical and results-oriented with excellent technical and project management skills. Expertise includes Request for Proposal Response Development, Buying Group Formation, Industrial Engineering techniques, data analysis and negotiating.

#### Buckeye Energy Brokers, Inc., Twinsburg, Ohio

#### President, Buckeye Energy Brokers

- Forming buying groups, developing requests for proposals and negotiating for electricity and natural gas customers in deregulated states. Saved residential and commercial customers over \$13 million to date.
- Selected speaker for the Northeast Ohio Mayors Legislative Action Group's (NOPEC) "Power to Choose" campaign involving six counties and 2.5 million people.

#### FirstEnergy Services Corporation, Akron, Ohio

1998-2000

2000-Present

#### Business Analyst, Sales, Marketing and Energy Services Department

- Developed the Request for Proposal process, library of corporate responses and Executive Sales proposal format for
  potential PA, NJ, DE, MD and OH customers. Achieved a hit rate of 40% including the Statue of Liberty, FAA Tech
  Center and Post Offices for the General Services Administration.
- Optimized pricing model and product offering for electricity and natural gas customer accounts.
- Effectively worked with over 100 Sales Executives winning over 1,200 MW of electric load and over \$500,000,000 in revenue.

Centerior Energy Corporation.	, Toledo/Independence, Ohio	 <u>1988-1998</u>

#### **Operations Engineer/Analyst, Operations Services**

- Project Manager for several major task forces to develop and maintain construction labor standards. This effort consisted of facilitating meetings and programming a new performance measurement. The findings of a \$2.6 million revenue improvement were presented to the President's Council.
- Facilitated the Total Quality Task Forces on Transformer Cost of Losses and Meter Reading resulting in significant savings to company operations.
- Performed underground construction crew methods analysis and time studies for Toledo Edison. Maintained estimating books and Job Scheduling and Control System.

### **EDUCATION**

Master of Science in Industrial Engineering - Cleveland State University, 1993 Bachelor of Science in Industrial Engineering - Youngstown State University, 1988 Successful Project Management (University of Toledo) Total Quality Facilitator (WINOC)

#### **AWARDS & PROFESSIONAL ASSOCIATIONS**

Industrial Engineering Outstanding Senior of the Year, Senior Member Institute of Industrial Engineers, Order of the Engineer, Dean's List